GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

PS – PR&RD Department – Sri Vepakayala Soma Surya Venkata Rama Rao, Assistant Executive Engineer, RWS&S, Ponduru Mandal, West Godavari District –Departmental proceedings under Rule 20 of the Andhra Pradesh Civil Services (Classification, Control & Appeal) Rules, 1991 – Articles of Charge – Orders - Issued.

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PANCHAYAT RAJ AND RURAL DEVELOPMENT (VIG.VI) DEPARTMENT

G.O.RT.No. 300 **Dated: 25-03-2019**

Read the following:

1. From DG, ACB, Rc.No.70/RCT-EWG/2015, Dt.18.08.2017 & 27.02.2019
2. G.O.Rt.No.298, PR&RD (VIG.VI) Department, Dt.25.03.2019.

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ORDER:

It is proposed to hold an inquiry against Sri Vepakayala Soma Surya Venkata Rama Rao, Assistant Executive Engineer, RWS&S, Ponduru Mandal, West Godavari District, in accordance with the procedure laid down in Rule 20 of Andhra Pradesh Civil Services (CC&A) Rules, 1991.

2. The substance of the imputations of misconduct or misbehaviour in respect of which the inquiry is proposed to be held is set out in the enclosed statement of article of charges (Annexure-I and II). A list of documents by which, and a list of witnesses by whom, the articles of charge are proposed to be sustained are also enclosed (Annexure III and IV).

3. Sri Vepakayala Soma Surya Venkata Rama Rao, Assistant Executive Engineer, RWS&S, Ponduru Mandal, West Godavari District, is directed to submit a Written statement of his defence within 10 days of the receipt of this order.

4. Sri Vepakayala Soma Surya Venkata Rama Rao, Assistant Executive Engineer, RWS&S, Ponduru Mandal, West Godavari District, is informed that an inquiry will be held only in respect of those articles of charge as are not admitted. He, should, therefore, specifically admit or deny each article of charge.

5. Sri Vepakayala Soma Surya Venkata Rama Rao, Assistant Executive Engineer, RWS&S, Ponduru Mandal, West Godavari District, is further informed that if he does not submit his written statement of defence on or before the date specified in para 3 above or otherwise fails or refuses to comply with the provisions of Rule 20 of APCS (CC&A) Rules, 1991 or the orders/directions issued in pursuance of the said rules, the Inquiring Authority may hold the inquiry against him ex parte.

6. Attention of Sri Vepakayala Soma Surya Venkata Rama Rao, Assistant Executive Engineer, RWS&S, Ponduru Mandal, West Godavari District, is invited to Rule 24 of the Andhra Pradesh Civil Services (Conduct) Rules, 1964, under which no Government servant shall bring or attempt to bring any political or outside influence to bear upon any superior authority to further his interest in respect of matter pertaining to his service under the Government. If any representation is received on his behalf from another person in respect of any matter dealt with these proceedings it will be presumed that Sri Vepakayala Soma Surya Venkata Rama Rao, Assistant Executive Engineer, RWS&S, Ponduru Mandal, West Godavari District, is aware of such a representation and that it has been made at his instance and action will be

taken against him for violation of rule 24 of Andhra Pradesh Civil Services (Conduct) Rules, 1964.

7. The receipt of the order be acknowledged.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

DR.K.S.JAWAHAR REDDY
PRINCIPAL SECRETARY TO GOVERNMENT (PR&RD)

To
Sri Vepakayala Soma Surya Venkata Rama Rao, Assistant Executive Engineer, RWS&S, Ponduru Mandal, West Godavari District, **through** Engineer-in-Chief, RWS&S, Andhra Pradesh, Vijayawada.
The Engineer-in-Chief, RWS&S, Andhra Pradesh, Vijayawada (with a request to serve the charges to the individual and furnish a served copy to Government)
SF/SC.

//FORWARDED::BY::ORDER//

SECTION OFFICER

ANNEXURE –I

STATEMENT OF ARTICLES OF CHARGES FRAMED AGAINST SRI VEPAKAYALA SOMA SURYA VENKATA RAMA RAO S/O. ARAVALA RAO AGE 49 YEARS, ASST. EXECUTIVE ENGINEER, RURAL WATER-SUPPLY & SANITATION, PODURU MANDAL, FAC: ELAMANCHILI MANDAL, WEST GODAVARI DISTRICT

That Sri Vepakayala Soma Surya Venkata Rama Rao, S/o. Aravala Rao, 49 years joined in Rural Water Supply & Sanitation Department as Work Inspector on 8.5.1992 and worked at Narasapuram, Mogalturu, Akiveedu and later he was promoted as Asst. Executive Engineer on 11.11.2004 and he worked at Yalamanchili Mandal and later transferred to Poduru Mandal and FAC to Elamanchili Mandal. When he worked as Assistant Executive Engineer, RWS&S from 01.02.2012 to 25.05.2015 (i.e. till the date of trap) while working as such during afore said period, he has committed grave misconduct in as much as.

CHARGE-1

That he failed to supervise the works executed by contractor Sri Nadimpalli Subba Raju and though the work was not completed within the stipulated time he failed to issue the notice to him till 25.05.2015.

CHARGE-I1

That he did not measure the work executed by contractor till 25.05.2015 and did not inform about the resolution of Gram Panchayat to the higher authorities.

Thus, Sri Vepakayala Soma Surya Venkata Rama Rao, S/o. Aravala Rao, age 49 years, Asst. Executive Engineer Rural Water Supply & Sanitation Poduru Mandal, FAC: Elamanchili Mandal, W.G. district by his above mentioned acts has exhibited lack of devotion to duty and conduct unbecoming of a Government Servant and thereby contravened the rule 3(1) & (2) and 3-B (b) of APCS (Conduct) Rules, 1964.

K.S.JAWAHAR REDDY
PRINCIPAL SECRETARY TO GOVERNMENT (PR&RD)

//FORWARDED::BY::ORDER//

SECTION OFFICER

ANNEXURE –II

STATEMENT OF IMPUTATIONS OF MISCONDUCT IN SUPPORT OF CHARGES FRAMED AGAINST SRI VEPAKAYALA SOMA SURYA VENKATA RAMA RAO S/O. ARAVALA RAO, AGE 49 YEARS, ASST. EXECUTIVE ENGINEER, RURAL WATER-SUPPLY & SANITATION, PODURU MANDAL, FAC: ELAMANCHILI MANDAL, WEST GODAVARI DISTRICT

That Sri Vepakayala Soma Surya Venkata Rama Rao, Asst. Executive Engineer, Poduru and Elamanchili Mandal is a native of Akiveedu of West Godavari District. His date of birth is 15.06.1965. He initially joined in Rural Water Supply & Sanitation as Work Inspector on 08.05.1992 and worked at Narasapuram, Mogalturu, Akiveedu and later he was promoted as Asst. Executive Engineer on 11.11.2004 and worked at Yelamanchili Mandal and later transferred to Poduru Mandal and FAC to Elamanchili Mandal. While working as Asst. Executive Engineer, RWS & S, Poduru Mandal and FAC: Elamanchili Mandal from 01.02.2012 to .25.05.2015 (i.e., till the date of trap), he was placed under suspension vide Proceedings. No. Vig(2)/RWS&S/272/2015, Dated 18.06.2015 of Chief Engineer-1 (Admn.) RWS & S, Hyderabad. He is drawing basic pay of Rs.22430/- in the TSP Rs.16,150/--Rs.42,590/-. His date of retirement on attaining the age of superannuation is on 30.06.2025.

CHARGE-1

That he failed to supervise the works executed by contractor Sri Nadimpalli Subba Raju and though the work was not completed within the stipulated time he failed to issue the notice to him till 25.05.2015.

CHARGE-I1

That he did not measure the work executed by contractor till 25.05.2015 and did not inform about the resolution of Gram Panchayat to the higher authorities.

FACTS & EVIDENCE:

Brief facts are that the GS was trapped on 25-05-2015 at about 17.05 hours when he further demanded and accepted bribe amount of Rs.25,000/- from Sri Nadimpalli Subba Raju to record the work executed by him and to give marking to start work of pipe line distribution.

During post trap proceedings, the Measurement Books, Agreements, Working Estimate documents were seized. On perusal of the said documents, it was found that contractor did not complete the work within stipulated period. But the GS failed to issue notice to the contractor. It was also found that the GS did not measure the over head tank work though the work was completed by the contractor nearly one year prior to 25.05.2015 which shows that the GS intentionally kept the work pending with him for getting illegal gratification from the contractor.

Thus, the Government Servant by his above mentioned Acts exhibited lack of devotion to duty and conduct unbecoming of a member of Government. Servant and thereby contravened the rule 3(1) & (2) and 3-B (b) of APCS (Conduct) Rules, 1964 and rendered himself liable for major penalty.

K.S.JAWAHAR REDDY
PRINCIPAL SECRETARY TO GOVERNMENT (PR&RD)

//FORWARDED::BY::ORDER//

SECTION OFFICER

ANNEXURE – III

LIST OF DOCUMENTS BY WHICH THE ARTICLES OF CHARGE FRAMED AGAINST VEPAKAYALA SOMA SURYA VENKATA RAMA RAO S/O. ARAVALA RAO, AGE 49 YEARS, ASST.EXECUTIVE ENGINEER, RURAL-WATER SUPPLY & SANITATION, PODURU MANDAL, FAC: ELAMANCHILI MANDAL, WEST GODAVARI DISTRICT ARE PROPOSED TO BE SUSTAINED

1. Copy of F.I.R. Cr.No.08/RCT-EWG/2015 dated 25.05:2015 are proposed to be sustained U/s 7, 13(2)- r/w 13(1) (d) PC Act 1988 of Eluru Range; Eluru..
2. Copy Mediator Report-I drafted at the office of the DSP, ACB, Eluru Range, Eluru, dated.25.05.2015.
3. Copy Mediator Report-II drafted in the room of AO RWS&S, Section Office, RWS&S for Poduru, Elamanchili and Palakollu Mandal situated in the premises of Dy. Executive Engineer, Panchayath Raj office compound, Palakollu on 25.05.2015.
4. Copy of Field Observation Report dated 28.05.2015 drafted in this case at work place of' Ilapakurru Village, Elamanchili Mandal, W.G. District. 2 sheets.
5. Copy of M. Book Movement Register of AEE, Elamanchili Mandal, being maintained from 21.09.2013 to 23.05.2015 and written up to page No.37- containing from1 to 90 pages.
6. Copy of OHSR Measurement Book of this work No.938A/RWS(K)/2012-2013 for recording containing pages from 1 to 100. -
7. Copy of Pipe Line work Measurement Book of this work 1074A/RWS(K)/2013-2014 containing pages from -1 to 100.
8. Copy of Bill Book-Measurement Book containing pages from 1to 100.
9. Copy of bunch of papers of Original Estimate of work containing 22 sheets.
10. Copy of bunch of papers of Agreement of work containing 6 sheets.
11. Copy of bunch of papers of Working Estimate of this work containing 1 to 16 sheets.
12. M Book Movement Register of Dy. Exe. Engineer, RWS&S, Narasapuram Sub-Division containing 1 to 269 Pages.
13. Copy of bunch of papers of Supplemental Agreement No.103A/2013-14 dt.29.03.2014 of work containing 1 to 8 sheets.
14. Copies of resolutions along with letters of Ilapakurru Gram Panchayath
15. Copy of order that AO is FAC: to Elamanchili Mandal.
16. Copy of Express Memo.AEE6/NRDWP/SVS&ASVS/NARSAPURAM/ Dt. 12.01.2015 issued by Superintending. Engineer, RWS&S, Eluru Circle to Executive Engineer, Kovvuru Division and copy to Dy. Executive Engineer, Narasapuram Sub-Division.
17. Letter ROC.No.A1/ACB/2015 dated.17.03.2016 of Superintending Engineer, RWS&S, Eluru about the SWATCH BHA.RAT meeting conducted on 21.05.2016 at ZP meeting hall, Eluru and. Furnished the attested copy of attendance sheet regarding-the presence of AO.
18. Copy of Statement of Sri Nadimpalli Subba Rau S/o Sathi Raju, Age 43 years, Ubalanka Village, Ravulapalem Mandal, East Godavari District. containing - 5 Sheets.
19. Copy of Statement of Sri Mandela Srinivasa Rao S/o Narasimha Rao, Age 51 years, Occ: Technical Work Inspector, RWS&S Section, Palakollu, W.G.District - 1 Sheet
20. Copy of Statement of Sri Chintha Naga Venkata Krishna Reddy S/o Rami Reddy, Age 51 years, Occ: Deputy Executive Engiheer, Rural Water Supply & Sanitation, Narasapuram Sub Division, W.G District containing - 4 Sheets.
21. Copy of Statement of Sri Adabala Veera Venkata Satyanarayana S/o Satyanarayana, Age 32 years, Village Revenue Officer, Ilapakurru Village, Elamanchili Mandal, W.G.District R/o Vaddilanka Village of Elamanchili Mandal, W.G.District Containing - 1 Sheet.

22. Copy of Statement of Sri Injeti Arjuna Rao S/o Venkata Rao, Age 50 years, Agriculture labour, Ilapakurru Village of Elamanchili Mandal, W.G. District. Containing - 1 Sheet.
23. Copy of Statements of Sri Karna Kantha Rao, S/o. Dharma Rao, age 48 years, Grade-I,- Pump Mechanicm & Technical Work Inspector (NMR), RWS&S, Elamanchili Mandal, W.G.District R/o D.No.1-148/2, Mallipudi Meraka, Lakshmaneswaram Village, Narasapuram Mandal, W.G.District containing-5 sheets.
24. Copy of Statement of Sri Nemilikanti Sambasiva Rao S/o. Ankayya, age 56 years, Executive Engineer, RWS&S, Kovvuru Division, Kovvuru,, W.G.District. Containing- 5 Sheets.
25. Sri Chandu Amareswara Rao S/o. Venkata Ramanaiah, age 56 years, Superintending Engineer, RWS&S, W.G. District, Eluru, Containing-4 Sheets.
26. Any other documents may be produced at the time of enquiry:

K.S.JAWAHAR REDDY
PRINCIPAL SECRETARY TO GOVERNMENT (PR&RD)

//FORWARDED::BY::ORDER//

SECTION OFFICER

ANNEXURE – IV

LIST OF WITNESSES BY WHOM THE ARTICLES OF CHARGE FRAMED AGAINSTSRI VEPAKAYALA SOMA SURYA VENKATA RAMA RAO, S/o. ARAVALA RAO, AGE 49 YEARS, ASST. EXECUTIVE ENGINEER, RURAL-WATER SUPPLY & SANITATION, PODURU MANDAL, FAC:-ELAMANCHILI MANDAL, WEST GODAVARI DISTRICT

1. Sri Nadimpalli Subba Raju S/o Sathi Raju, Age 43 years, are proposed to be sustained Occ: Contractor, Ubalanka. Village, Ravulapalem Mandal, East Godavari District.
2. Sri Mandela Srinivasa Rao S/o Narasimha Rao, Age 51 years Occ:Technical Work Inspector, RWS&S Section, Palakollu , W.G. District.
3. Sri Chintha Naga Venkata Krishna Reddy S/o Rami Reddy, Age: 51 Years Occ: Deputy Executive Engineer, Rural Water Supply & Sanitation, Natasapuram Sub Division,W.G. District.
4. Sri Adabala: Veera Venkata Satyanarayana S/o Satyanararayana, Age: 32 years, Village Revenue Officer, Ilapakurru Village, Elamanchili Mandal, W.G. District.
5. Sri Injeti Arjuna Rao S/o Venkata Rao, Age 50 years, Agriculture labour, Ilapakurru Village of Elamanchili Mandal W.G. District.
6. Sri Karna Kantha Rao, S/o. Dharma Rao, age 48 years, Grade-1, Pump Mechanicm & Technical work Inspector (NMR) RWS & S, Elainanchili Mandal, W.G District R/o D.No.1-148 / 2, Mallipudi Meraka, Lakshmane swaram Village, Narasapuram Mandal, W.G. District.
7. Sri Nemilikanti Sambasiva Rao, S/o. Ankayya, Age 56 years, Executive Engineer, RWS&S, Kovvuru Division, Kovvuru, W.G. District.
8. Sri Chandu Amareswara Rao S/o Venkata Ramanaiah, age 56 years Superintending Engineer, RWS&S W.G. District, Eluru, Containing-4 Sheets.
9. Sri Paila Kesava Rao S/o Rama Rao, Age: 54 years, Head Master, Z.P. High School, Boorampalem Village, T.Narasapuram Mandal, W.G. District, R/o Door No 9-146, 3rd Road, Sreeram Nagar, Gavaravaram Eluru, W. G. District.
10. Sri Lankapalli Bhaskara Rao S/o Jojappa Age 42 years, Jr. Asst., O/o District Educational Officer, Eluru, W.G. District R/o. Door No.2-12-9, Nerellaraja Colony, Vangayagudem, Eluru, W.G District.
11. Sri Atluru Venugoala Rao S/o Venkataramayya, Age 56 years, 0cc: Deputy Eexecutive Engineer, 0/o Executive- Engineer, PR Department (PIU) Eluru, W.G.District. r/o. 13th Lane, Santhi Nagar, Eluru, W.G.District
12. Sri Thota Ramavenkateswara Prasad S/o.-.Satyanarayana Age 50 years, Occ: Assistant Engineer, 0/o Deputy Executive Engineer, R&B Department, Sub-Division Palakollu, W.G.District r/o. Near Saibaba Temple, Bangaruvari Cheruvu, Aditya Colony, Palakollu, W.G. District.
13. Sri K.Rajendra Rao, Dy.Supdt. of Police, ACB, Eluru Range, Eluru.
14. Sri U.J.Wilson, Inspector of Police, ACB Eluru Range, Eluru.
15. Sri. K.Srinivasu, Inspector of Police, ACB Eluru Range; Eluru.
16. Any other witnesses may be added at the time of enquiry.

K.S.JAWAHAR REDDY
PRINCIPAL SECRETARY TO GOVERNMENT (PR&RD)

//FORWARDED::BY::ORDER//

SECTION OFFICER